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NOTES.

SUPREME COURT REPORTS.—At the request of the Reporter of the Supreme Court of the United States the following announcement is made in regard to the publication of the Official Reports:

“Last July Congress passed an act (Public No. 272) providing for the publication of the Official Reports of the Supreme Court in the Government Printing Office and for their sale to the public at cost of production, including a part of the appropriation made for the maintenance of the Reporter’s office. The last contract with a private publishing house expired with the publication of Volume 256, which completed the reports for the October, 1920, Term. The letting of a

new contract to cover the opinions of the 1921 Term was impracticable, owing to the pendency of the legislation, to the expectation that it would be enacted long before it actually was, and to definite indications that, when enacted, it would supersede the contract method.

"For various reasons, incident to the ending of the old contract and the legislative change, editorial work on the opinions of the 1921 Term was seriously delayed. Time also was consumed in making necessary preparations in the printing office. Notwithstanding this, however, gratifying progress has been made. The reports of these opinions will be contained in three volumes to be numbered 257, 258 and 259, all of which, it is confidently expected, will be published in bound and pamphlet form before the close of the year.

"The act provides for advance parts as well as bound volumes, when ordered by the Chief Justice. It was decided to issue a small edition of these pamphlets, four to a volume. These, as heretofore, are made from the plates used in the final volumes and, therefore, correspond with them in page numbering. Three numbers, containing three-fourths of the opinions of Volume 257, have already been issued. The price is twenty-five cents per number. The bound volumes will follow the corresponding pamphlets as soon as the plates can be re-examined and corrected and the tables and indexes completed and plated. According to present estimates, the price of bound volumes will be about two dollars and ten cents each.

"Especial attention is directed to the fact that it will not be necessary to send in a separate order for each pamphlet or volume purchased. Standing orders with advance deposits will be received by the Superintendent of Documents, Government Printing Office, Washington, D. C., and the publications will be mailed, as issued, to the addresses given, as long as the amounts kept on deposit suffice to pay for them."

RESTRAINT OF INTERSTATE COMMERCE UNDER THE SHERMAN ANTI-TRUST ACT.—"My analysis of the judicial process comes then to this, and little more: logic, and history, and custom, and utility, and the accepted standards of right conduct, are the forces which singly or in combination shape the progress of the law. Which of these forces shall dominate in any case, must depend largely upon the comparative importance or value of the social interests that will be thereby promoted or impaired."¹ It is easily perceived that all of the forces here mentioned have played some part, great or small, in the important decisions that have been rendered under the Sherman Anti-Trust Act.² The fact that the members of our Supreme Court

¹ Cardozo, *The Nature of the Judicial Process*, 112.

² Act of July 2, 1890, ch. 647, 26 Stat. 209. As this Note will deal principally with Sections 1 and 2, the pertinent parts thereof are here given. "Every